

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

<b>CHRISTOPHER L. KEARNEY,</b>	)	<b>CASE NO. C-1-02-479</b>
	:	
<b>Plaintiff,</b>	)	<b>Judge Michael R. Barrett</b>
	:	
<b>vs.</b>	)	
	:	
<b>JEFFERSON-PILOT LIFE INS., et. al.,</b>	)	<b>PLAINTIFF'S NOTICE OF SERVICE OF EXHIBITS AND DEPOSITION DESIGNATIONS</b>
	:	
<b>Defendants.</b>	)	

The plaintiff, Christopher L. Kearney, hereby serves notice that he has served defendants' counsel, William R. Ellis, with a full set of copies of plaintiff's trial exhibits. Further, below are plaintiff's designations of depositions that he intends to read and/or play by video to the jury at the trial of this matter. Finally, plaintiff hereby serves Notice that he intends to call on cross-examination the corporate representatives of each defendant at the trial of this case.

**Dr. Shawn Barnhart (read, if not live)**

Entire Deposition

**Mr. Robert Bonsall (video)**

5:2 - 6:12	7:24 – 10:5	12:22 – 13:12	16:22 – 18:7
22:22 – 23:2	23:12 – 28:16	29:7-17	30:3 – 31:16
32:2-5	32:20 – 33:7	35:15-22	42:8-12
43:4-7	45:1 – 46:2	52:17 – 53:3	54:5 – 56:11
57:8 – 58:15	61:1-3	63:4-19	64:11-13

**Attorney William Dempsey (video)**

6:7-16	7:19 – 8:5	9:15-19	11:8-25
12:10 – 13:8	15:7-17	16:10 – 23:25	24:18 – 25:18
26:13 – 30:20	31:19 – 32:18	33:8 – 34:1	34:8-15
35:6-10	39:5-7	39:20 – 40:15	44:22 – 47:22
48:2 – 49:5	49:21 – 50:12	52:6 – 53:22	55:2-6
56:24 – 57:1	57:5 – 60:3	66:22 – 67:5	71:2 – 74:18
75:10 – 78:13	79:11-13	79:21 – 80:1	80:23 - 81:2

81:8-11	81:20 – 82:8	83:22 – 84:20	86:6-25
87:3-6	87:20 – 89:21	89:22 – 92:8	92:21 – 93:25
94:11 – 95:20	96:2-22	97:8 – 99:16	100:1-11
100:21-101:9	102:1 – 103:5	104:4 – 104:21	105:2-15
106:24 – 109:14	110:5-8		

**Mr. Todd Ditmar (video)**

10:11 – 10:16	12:12 – 13:22	14:16 – 14:20	22:19 – 24:11
25:1 – 2	25:11 – 13	26:14 – 27:24	32:1 – 32:5
39:9 – 45:9	51:2 – 51:11	51:19 – 54:7	6:22 – 58:17
61:10 – 61:14	61:18 – 61:23	62:11 – 63:3	65:6 – 65:15
65:24 – 67:5	69:1 – 70:3	70:16 – 70:24	71:16 – 72:8
72:22 – 74:20	77:13 – 15	77:24 – 78:7	83:24 – 85:16
86:2 – 87:5	88:11 – 89:21	90:18 – 91:3	91:10 – 93:10
97:2 – 97:6	97:17 – 97:20	99:7 – 99:13	99:23 – 100:8
109:7-16	111:16-112:3	115:16-23	116:20-117:1
117:16-119:3	120:3-19	127:20-128:9	135:8-18
143:9-145:15	145:20-23	149:11-19	156:13-157:10
157:19-158:11	162:23-163:17	164:7-23	168:4-169:17

**Mr. Clyde Honaker (read, if not live)**

3:6-15	11:15-23	24:20-23	30:18-22
34:4-5	35:2-9	35:18-21	38:3 – 39:15
40:17-20	41:6-17	42:5-18	43:7 – 44:18
46:8 – 48:7	50:4 – 51:7	88:5-25	89:15 – 90:7
103:9-25	109:5-12	113:6 – 114:25	116:7-12
121:5-22	123:21 – 125:11	131:11 – 132:3	132:20-25
133:7 – 134:19	138:20 – 139:3	142:8-9	

**Mr. William Hughes (video)**

5: 14 - 6: 11	85: 1 - 24	142: 5 - 143: 4
7: 5 - 8: 1	86: 22 - 91: 24	144: 22 - 145: 20
8: 5 - 8: 16	97: 17 - 98: 1	148: 13 - 20
21: 14 - 22: 11	99: 13 - 17	152: 17 - 154: 3
22: 21 - 24: 14	99: 21 - 100: 8	156: 1 - 19
27: 9 - 28: 14	102: 21 - 103: 20	165: 10 - 166: 23
31: 1 - 32: 13	106: 9 - 106: 14	167: 21 - 168: 1
32: 23 - 33: 6	107: 1 - 107: 16	169: 14 - 23
34: 13 - 36: 4	108: 12 - 110: 6	172: 4 - 179: 16
36: 16 - 36: 10	112:17 - 113: 1	182: 4 - 6
40: 24 - 41: 18	113: 15 - 116: 1	189: 21 - 198: 2
45: 13 - 46: 4	116: 17 - 20	198: 24 - 199: 11
46: 18 - 47: 2	117: 8 - 12	201: 4 - 9
47: 20 - 48: 23	118: 1 - 119: 1	201:19 - 202: 21

49: 19 - 50: 4	120: 14 - 23	205: 2 - 14
52: 3 - 52: 12	121: 6 - 125: 11	206: 16 - 207: 7
55: 7 - 56: 1	125: 19 - 128: 19	209: 23 - 217: 20
56: 19 - 62: 2	130: 9 - 132: 8	224: 13 - 14
62: 20 - 63: 8	133: 16 - 133: 20	226: 16 - 22
66: 8 - 68: 1	135: 18 - 21	227: 9 - 228: 7
68: 20 - 71: 13	136: 7 - 137: 11	232: 8 - 233: 12
71: 23 - 72: 12	139: 20 - 140: 24	235: 16 - 17
73: 5 - 82: 9	141: 14 - 22	

**Dr. Donna Judd McClure (read, if not live)**

Entire Deposition

**Atty Valerie Loftin – 2004 (read)**

3: 6 - 19	7: 10 - 8: 15	16: 13 - 17: 24	19: 6 - 23
21: 25 - 22: 6	25: 7 - 26: 7	26: 15 - 19	35: 2 - 8
35: 24 - 36: 8	38: 3 - 9	57: 17 - 58: 5	66: 2 - 18
68: 12 - 70: 19	79: 6 - 81: 20	114: 1 - 114: 13	120: 12 - 20
170: 1 - 25	173: 7 - 20		

**Atty Valerie Loftin – 2007 (read)**

4: 6 - 15	7: 2 - 4	12: 21 - 25	13: 19 - 20
17: 14 - 24	18: 10 - 19: 1	19: 9 - 20: 14	22: 5 - 25: 25
26: 21 - 28: 16	33: 6 - 42: 3	44: 21 - 48: 5	48: 14 - 52: 1
53: 4 - 54: 25	55: 22 - 56: 6	56: 18 - 58: 18	66: 10 - 12
66: 18 - 23			

**Mr. Clint Miller (read)**

Entire Deposition

**Mr. Robert Mills (2004) (video)**

11:14-21	12:4-23	13:10-24	15:8-13
17:21-22	18:15-24	19:1-2	19:14 - 20:2
20:22 - 21:8	22:20 - 23:13	23:18 - 24:13	26:18 - 27:23
28:15 - 29:7	29:17 - 31:15	31:21 - 37:24	38:23 - 40:05
40:12 - 41:19	42:19 - 43:3	44:7-11	46:13-24
47:4-16	49:3-8	49:24 - 54:3	56:6 - 57:2
57:11-16	58:15-20	59:22 - 60:7	61:18-24
63:2-15	65:18 - 66:1	66:6-11	69:23 - 70:12
71:20 - 72:2	72:20-24	75:20 - 78:6	101:22 - 102:16
103:5 - 11	103:18 - 104:5	104:10 - 105:16	107:19 - 108:17
109:5 - 24	110:11 - 19	111:11 - 15	112:12 - 18

120:14 – 20	123:6 – 126:5	127:1 – 127:11	143:11 – 144:10
144:18 – 146:7	147:3 – 148:5	148:18 – 150:9	152:12 – 153:9
154:12 – 172:16	174:2 – 195:8	198:8 – 200:24	202:2 – 202:8
203:16 – 210:24	211:22 – 223:3	223:18 – 224:5	224:16 – 228:6

**Mr. Robert Mills (2007) (video)**

5:7-14	6:24 – 7:6	9:14-21	11:21 – 12:2
12:17-19	17:21 – 19:9	21:15-19	22:1-3
25:14-18	27:14 – 30:4	30:12-17	32:5-15
33:9-24	35:8 – 39:24	41:5-7	41:18 – 42:8
43:19 – 44:24	45:13 – 57:9	57:17 – 58:5	59:21 – 60:19
62:22 – 63:6	65:5-24	66:9-14	67:22 – 68:11
69:18 – 70:16	72:12 – 73:9	73:20-24	75:12 – 76:1

**Attorney David Newkirk (video)**

5:14 – 6:13	7:17 – 8:2	8:12 – 22	9:21 – 24
10:3-22	11:6-10	13:8-17	13:23 – 17:20
18:8 – 21:13	21:25 – 22:9	22:20 – 23:9	24:19 – 25:14
25:25 – 26:2			

**Dr. Suresh Patel (read, if not live)**

Entire Deposition

**Mr. John Roberson (read)**

3:6 – 4:15	4:21 – 5:6	7:9-17	7:21-25
9:4-5	9:12 – 12:11	14:25 – 15:4	17:10 – 20:7
21:3-10	21:24 – 22:8	25:15 – 26:10	32:14 – 33:1
33:6 – 37:9	39:20 – 40:9	40:19 – 41:11	43:10-18
44:7-12	50:2 – 51:4	53:5-17	53:23-25
55:10-16	56:10 – 57:7	58:25 – 60:6	62:6 – 64:18
65:11 – 69:16	70:1 – 71:23	76:21 – 78:6	80:18-22

**Mr. Harold Shelton (read)**

3: 6 – 15	3: 22 – 23	4: 9 – 25	5: 5 - 7: 5
8: 13 – 15	9: 12 - 13: 1	13: 6 – 12	13: 18 - 24
37: 19 - 40: 11	40: 20 - 41: 22	44: 3 - 44: 16	46: 9 - 49: 14
51: 11 - 52: 11	52: 19 - 52: 23	53: 7 – 13	54: 1 - 8
54: 16 – 21	62: 22 - 63: 5	64: 3 – 7	64: 23 - 65: 7
68: 21 – 25			

Plaintiff, Christopher Kearney reserves the right to amend and modify these designations through trial, including rebuttal.

Respectfully submitted,

OF COUNSEL:

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/s Michael A. Roberts  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the above was filed electronically with the ECF system and was thereby electronically served this 10<sup>th</sup> day of September 2007, on William R. Ellis, Wood & Lamping, 600 Vine Street, Suite 2500, Cincinnati, Ohio 45202 and John Meagher, Shutts & Bowen LLP, 1500 Miami Center, 201 South Biscayne Blvd., Miami, Fl. 33131.

/s Michael A. Roberts